

MESSAGE NO: 4223111 MESSAGE DATE: 08/11/1994

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-428-201, A-428-203, A-428-205

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/01/1992 TO 04/30/1993

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQ INSTRUCTIONS FOR AFBS FROM GERMANY (A-428-201, A-428-203, AND A-428-205)

MESSAGE NO: 4223111

DATE: 08 11 1994

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

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CASES: A - 428 - 201

A - 428 - 203

A - 428 - 205

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PERIOD COVERED: 05 01 1992 TO 04 30 1993

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TRADE COMPLIANCE DIVISION

RE: LIQ INSTRUCTIONS FOR AFBS FROM GERMANY (A-428-201,
A-428-203, AND A-428-205)

1. THE DEPARTMENT OF COMMERCE NO LONGER AUTOMATICALLY CONDUCTS

ADMINISTRATIVE REVIEWS OF ANTIDUMPING DUTY FINDINGS/ORDERS.
INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION
353.22(A) OF THE COMMERCE REGULATIONS.

2. THE DEPARTMENT OF COMMERCE HAS NOT RECEIVED A REQUEST FOR AN
ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDERS ON
ANTIFRICTION BEARINGS FROM GERMANY FOR THE PERIOD MAY 1, 1992

THROUGH APRIL 30, 1993, EXCEPT FOR THE FIRMS LISTED BELOW.
THEREFORE, IN ACCORDANCE WITH SECTION 353.22(E) OF THE
COMMERCE REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON
MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR
CONSUMPTION DURING THE PERIOD MAY 1, 1992 THROUGH APRIL 30,
1993, AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE
TIME OF ENTRY, OR AT THE RATES SPECIFIED IN PARAGRAPH 3, FOR
MERCHANDISE MANUFACTURED AND EXPORTED BY ALL FIRMS EXCEPT
THOSE LISTED BELOW.

MANUFACTURER/EXPORTER

BALL BEARINGS AND PARTS THERE OF FROM GERMANY
A-428-201

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

FAG KUGELFISCHER GEORG SCHAEFER KGA
FICHTEL AND SACHS AG
FRANKE AND HEYDRICH AG
GEORG MUELLER NUMBERG AG (GMN)
HOESCH ROTHE ERDE AG
INA WALZLAGER SCHAEFFLER KGA
NTN KUGELLAGERFABRIK
ROLLIX AND DEFONTAINE, S.A.
SKF GMBH (INCLUDING ALL RELEVANT AFFILIATES)

CYLINDRICAL ROLLER BEARINGS AND PARTS THEREOF FROM GERMANY
A-428-203

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

FAG KUGELFISCHER GEORG SCHAEFER KGA
INA WALZLAGER SCHAEFFLER KGA
SKF GMBH (INCLUDING ALL RELEVANT AFFILIATES)

SPHERICAL PLAIN BEARINGS AND PARTS THEREOF FROM GERMANY
A-428-205

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

FAG KUGELFISCHER GEORG SCHAEFER KGA
SKF GERMANY (INCLUDING ALL RELEVANT AFFILIATES)

3. ON JUNE 4, 1993, THE COURT OF INTERNATIONAL TRADE ORDERED THE COMMERCE DEPARTMENT TO REINSTATE THE "ALL OTHERS" CASH DEPOSIT RATE FROM THE LESS-THAN-FAIR-VALUE INVESTIGATION FOR ENTRIES MADE BETWEEN MAY 1, 1992, THROUGH JUNE 23, 1992. THE "ALL OTHERS" RATES IN EFFECT AT THAT TIME WERE BASED ON THE FINAL RESULTS OF THE FIRST ADMINISTRATIVE REVIEWS OF THESE ORDERS, PUBLISHED IN THE FEDERAL REGISTER ON JULY 11, 1991. ACCORDINGLY, FOR ANY ENTRIES TO BE LIQUIDATED PURSUANT TO PARAGRAPH 2 ABOVE, WHICH WERE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD MAY 1, 1992, THROUGH JUNE 23, 1992, AND WHICH WERE SUBJECT TO THE "ALL OTHERS" DEPOSIT RATE, REINSTATE THE FOLLOWING CASH DEPOSIT RATES AND LIQUIDATE THE ENTRIES AT THESE RATES:

CASE NUMBER	PERCENT
A-428-201-000	68.89
A-428-203-000	55.65
A-428-205-000	114.52

4. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, WHICH REQUIRE INTEREST TO BE PAID ON OVERPAYMENTS AND UNDERPAYMENTS OF AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. CALCULATE INTEREST FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION, USING THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE FOR SUCH PERIOD.

5. ENTRIES OF MERCHANDISE FROM EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ADMINISTRATIVE REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.
6. THIS E-MAIL MESSAGE CONSTITUTES THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD INDICATED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATE.
7. WHENEVER THE USE OF THESE INSTRUCTIONS RESULTS IN THE ASSESSMENT OF ANTIDUMPING DUTIES, REQUIRE OF THE IMPORTER PRIOR TO LIQUIDATION THE REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 353.26 OF THE COMMERCE DEPARTMENT REGULATIONS. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES OR FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES DUE IN ACCORDANCE WITH THE ABOVE REFERENCED REGULATIONS.
8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, SHOULD BE FORWARDED VIA E-MAIL THROUGH THE REGIONAL ANTIDUMPING/COUNTERVAILING DUTY COORDINATOR TO THE TRADE COMPLIANCE DIVISION, ANTIDUMPING/COUNTERVAILING DUTY BRANCH, USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT RICHARD RIMLINGER OR MICHAEL RILL AT (202) 482-4733, OFFICE OF ANTIDUMPING COMPLIANCE, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE.
9. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS INFORMATION.

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Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party